

Thursday, June 19, 1997

# Daily Digest

## HIGHLIGHTS

Senate passed Intelligence Authorizations.

## Senate

### Chamber Action

#### *Routine Proceedings, pages S5951-S6015*

**Measures Introduced:** Five bills were introduced, as follows: S. 937-941. Pages S5999-S6000

**Measures Reported:** Reports were made as follows:

Special Report entitled "Allocation to Subcommittees of budget Totals from the Concurrent Resolution for Fiscal Year 1998". (S. Rept. No. 105-31)

S. 648, to establish legal standards and procedures for product liability litigation. (S. Rept. No. 105-32) Page S5999

#### **Measures Passed:**

**Intelligence Authorizations:** By 98 yeas to 1 nays (Vote No. 109), Senate passed S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, after taking action on amendments proposed thereto, as follows:

Pages S5963-78

#### **Adopted:**

By a unanimous vote of 99 yeas (Vote 107), Wellstone Amendment No. 415, to express the sense of the Senate that any tax legislation enacted should meet a standard of fairness in its distributional impact. Pages S5966-70, S5974-75

#### **Rejected:**

By 43 yeas to 56 nays (Vote No. 108), Torricelli Amendment No. 416, to require an unclassified statement of the aggregate amount of appropriations for intelligence activities. Pages S5970-75

**DOD Authorizations:** Senate began consideration of S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the

Armed Forces, taking action on amendments proposed thereto, as follows: Pages S5978-98

#### **Adopted:**

Lautenberg Amendment No. 417, to strike section 3138, relating to a prohibition on recovery of certain additional costs for environmental response actions associated with the Formerly Utilized Site Remedial Action Project program, and to require a report on the remediation activities of the Department of Energy. Pages S5985-89

Smith Amendment No. 418 (to Amendment No. 417), to require a report to Congress regarding the Formerly Utilized Sites Remedial Action program of the Department of Energy. Pages S5988-89

By a unanimous vote of 94 yeas (Vote No. 110), Feinstein/Biden Amendment No. 419, to prohibit the distribution of certain information relating to explosives, destructive devices, and weapons of mass destruction. Pages S5989-91, S5996-98

#### **Pending:**

Cochran/Durbin Amendment No. 420, to require a license to export computers with composite theoretical performance equal to or greater than 2,000 million theoretical operations per second.

Pages S5991-96, S5998

Senate will continue consideration of the bill on Friday, June 20, 1997.

**Nominations Received:** Senate received the following nominations: Stephen R. Sestanovich, of the District of Columbia, as Ambassador at Large and Special Adviser to the Secretary of State for the New Independent States.

Louis Caldera, of California, to be a Managing Director of the Corporation for National and Community Service.

2 Army nominations in the rank of general.

Page S6015

#### **Messages From the House:**

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#### **Measures Referred:**

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#### **Communications:**

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| Statements on Introduced Bills:                                  | Pages S6000–04        |
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| Authority for Committees:  | Page S6007            |
| Additional Statements:   | Pages S6007–15        |
| Record Votes: Four record votes were taken today.<br>(Total—110) | Pages S5974–76, S5998 |

**Adjournment:** Senate convened at 10 a.m., and recessed at 8 p.m., until 10 a.m., on Friday, June 20, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6015.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS—FOREIGN ASSISTANCE/ SUBCOMMITTEE ALLOCATIONS

*Committee on Appropriations:* Committee completed its review of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 84, establishing the congressional budget for the United States Government for the fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

### CANCER RESEARCH/PHYSICIAN PRACTICE EXPENSE

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, concluded hearings to examine cancer research priorities and the Health Care Financing Administration's proposed plans for implementing the practice expense relative value requirements which Congress mandated for physician services under the Medicare fee schedule, after receiving testimony from Kathleen A. Buto, Associate Administrator for Policy, Health Care Financing Administration, and Richard D. Klausner, Director, National Cancer Institute, National Institutes of Health, both of the Department of Health and Human Services; John C. Bailar, III, University of Chicago, Chicago, Illinois; Christine Goertz, American Chiropractic Association, Arlington, Virginia; Jay H. Kleiman, American College of Cardiology, Bethesda, Maryland, on behalf of the Practice Expense Coalition; Alan R. Nelson, American Society of Internal Medicine, Washington, D.C.; and Donald H. Smith, American Society of General Surgeons, Glenview, Illinois.

### APPROPRIATIONS—IRS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service, and General Government concluded hearings on proposed budget estimates for fiscal year 1998 for the Internal Revenue Service, Department of the Treasury, after receiving testimony from Senator Kerrey, Cochairman, National Commission on Restructuring the Internal Revenue Service; James R. White, Associate Director for Tax Policy and Administration Issues, General Accounting Office; and Michael P. Dolan, Acting Commissioner, David A. Mader, Chief, Management and Administration, Arthur A. Gross, Chief Information Officer, and James E. Donelson, Chief, Taxpayer Service, each of the Internal Revenue Service, and Lawrence H. Summers, Deputy Secretary, all of the Department of the Treasury.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 909, to encourage and facilitate the creation of secure public networks for communication, commerce, education, medicine, and government, with an amendment in the nature of a substitute;

S. 661, to provide for an administrative process for obtaining a waiver of the coastwise trade laws for certain vessels;

S. 662, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Vortice*, with an amendment in the nature of a substitute;

S. 880, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Dusken IV*, with an amendment in the nature of a substitute;

S. 910, to authorize funds for fiscal years 1998 and 1999 for programs of the Earthquake Hazards Reduction Act;

S. 927, authorizing funds for fiscal years 1998 through 2002 for the National Sea Grant College Program to maintain coastal and marine resources;

H. Con. Res. 8, expressing the sense of Congress with respect to the significance of maintaining the health and stability of coral reef ecosystems, with an amendment; and

Two Coast Guard nomination lists.

### US-JAPAN AVIATION RELATIONS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation held hearings to examine United States international aviation goals and strategies, focusing on the United States-Japan aviation

market, receiving testimony from Charles A. Hunnicutt, Assistant Secretary of Transportation for Aviation and International Affairs; former Virginia Governor Gerald L. Baliles, Richmond, on behalf of ACCESS U.S.-Japan; Frederick W. Smith, Federal Express Corporation, Memphis, Tennessee; Gerald Greenwald, United Airlines, Chicago, Illinois; Clyde Prestowitz, Economic Strategy Institute, Washington, D.C.; and John H. Dasburg, Northwest Airlines, Inc., St. Paul, Minnesota.

Hearings were recessed subject to call.

#### NATIONAL PARK SYSTEM USER FEES

*Committee on Energy and Natural Resources:* Subcommittee on National Parks, Historic Preservation, and Recreation concluded oversight hearings to review procedures to collect entrance and special use fees for units of the National Park System and the status of the Fee Demonstration program implemented by the National Park Service in 1996, after receiving testimony from Denis P. Galvin, Acting Director, National Park Service, Department of the Interior; Philip H. Voorhees, National Parks and Conservation Association, Washington, D.C.; Stefan J. Jackson, National Outdoor Leadership School, Lander, Wyoming; Richard R. Hoffman, American Whitewater, Silver Spring, Maryland; and Barry S. Tindall, National Recreation and Park Association, Arlington, Virginia.

#### RECONCILIATION

*Committee on Finance:* Committee continued in evening session to consider recommendations which

it will make to the Committee on the Budget with respect to spending reductions and revenue increases with regard to tax provisions to meet reconciliation expenditures as imposed by H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1999, 2000, 2001, and 2002.

#### GLOBAL CLIMATE NEGOTIATIONS

*Committee on Foreign Relations:* Subcommittee on International Economic Policy, Export and Trade Promotion concluded hearings to examine global climate change issues, including S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change of 1992, and the United States negotiating position during the multi-national conference to be held in December 1997 in Kyoto, Japan, after receiving testimony from Senator Byrd; Representative Dingell; Timothy E. Wirth, Under Secretary of State for Global Affairs; Richard L. Trumka, AFL/CIO, Washington, D.C.; Bryce Neidig, Madison, Nebraska Farm Bureau Federation, on behalf of the American Farm Bureau Federation; and Kevin Fay, International Climate Change Partnership, Arlington, Virginia. ca

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## House of Representatives

### Chamber Action

**Bills Introduced:** 42 public bills, H.R. 1960–2001; and 4 resolutions, H. Con. Res. 101 and H. Res. 170–172, were introduced. **Pages H4085–86**

**Reports Filed:** Reports were filed as follows:

H.R. 1553, to amend the President John F. Kennedy Assassination Records Collection Act of 1992 to extend the authorization of the Assassination Records Review Board until September 30, 1998 (H. Rept. 105–138 Part I); and

H. Res. 167, providing special investigative authorities for the Committee on Government Reform and Oversight (H. Rept. 105–139). **Pages H4084–85**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designated Representative Calvert to act as Speaker pro tempore for today.

**Page H3925**

**Motion to Adjourn:** Rejected the Frank of Massachusetts motion to adjourn by a yea-and-nay vote of 123 yeas to 282 nays, Roll No. 210. **Pages H3925–26**

**Motion to Adjourn:** Rejected the Forbes motion to adjourn by a yea-and-nay vote of 27 yeas to 389 nays, Roll No. 211. **Pages H3933–34**

**Department of Defense Authorization Act:** The House completed general debate and began consideration of amendments to H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal years 1998 and 1999. **Pages H3945–H4069**

Agreed to:

The Spence amendment that incorporates portions of H.R. 1778, the Defense Reform Act, with provisions that direct various organizational, management, and business practices reforms; streamline acquisition procedures; reduce headquarters staffs by 25 percent; reduce personnel employed in acquisition and transportation organizations of the Department of Defense; mandate that certain commercial functions including finance and accounting services be competitively procured; and authorize the Navy to enter into contracts for long-term lease or charter of newly built auxiliary support vessels (agreed to by a recorded vote of 405 ayes to 14 noes Roll No. 215);

**Pages H4033–49, H4067**

The Spence amendment that requires prior export approval for supercomputers with a composite theoretical performance of more than 2,000 million of theoretical operations per second (MTOPS) to countries which may violate non-proliferation agreements without the approval of the Secretary of Commerce, the Secretary of Defense, Secretary of Energy, Secretary of State, and the Director of the Arms Control and Disarmament Agency (agreed to by a recorded vote of 332 ayes to 88 noes Roll No. 216); and

**Pages H4049–56, H4067–68**

The Shays amendment that establishes efforts to increase defense Burdensharing and directs the President to seek from each nation with cooperative military relations with the United States to increase the payment of nonpersonnel costs for stationing U.S. military in the nation, increase its annual budgetary outlays for national defense as a percentage of gross domestic product, increase its annual outlay for foreign assistance, or increase the amount of military assets contributed to multinational military activities; and to encourage these actions, authorizes the President to reduce the level of U.S. personnel assigned to the host nation; impose fees similar to those charged to the United States; reduce U.S. contributions to NATO, and suspend, reduce or terminate bilateral security agreements. **Pages H4063–67**

Rejected:

The Sanders amendment that sought to reduce overall authorized spending levels by 5 percent, a reduction of \$13.4 billion, in fiscal years 1998 and 1999 (rejected by a recorded vote of 89 ayes to 332 noes, Roll No. 214); and

**Pages H4028–33**

The Harman amendment that sought to permit abortions at Defense facilities overseas for female members of the armed forces and dependents (rejected by a recorded vote of 196 ayes to 224 noes Roll No. 217);

**Pages H4056–63, H4068–69**

Agreed to H. Res. 169, as amended, the rule providing for consideration of the bill by a recorded vote of 322 ayes to 101 noes Roll No. 213. Pursuant to the rule, H. Res. 161, H. Res. 162, and H. Res. 165 were laid on the table.

**Pages H3934–45**

Earlier, by a yea-and-nay vote of 329 yeas to 94 nays, Roll No. 212, agreed to the Solomon amendment to the rule, that made in order during consideration of H.R. 1119 certain amendments: No. 7, in a modified form, offered by Representative Dellums or his designee, No. 15, in a modified form, offered by Representative Frank of Massachusetts or his designee, the last amendment in part 1 offered by Representative Everett or his designee, penultimate amendment in part 2 offered by Representative Weldon of Pennsylvania or his designee, and the last amendment in part 2 offered by Representative Traficant or his designee; and provides that the additional debate on United States forces in Bosnia shall precede the offering of amendments numbered 8 and 9 of House Report 105–137, the report accompanying the rule.

**Pages H3943–45**

**Senate Messages:** Message received today from the Senate appears on page H3926.

**Referrals:** S. 923, to deny veterans benefits to persons convicted of Federal capital offenses was referred to the Committee on Veterans' Affairs. **Page H4084**

**Amendments:** Amendments ordered printed pursuant to the rule appear on page H4087.

**Quorum Calls—Votes:** Three yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages H3925–26, H3933–34, H3944–45, H3945, H4032–33, H4067, H4067–68, and H4068–69. There were no quorum calls.

**Adjournment:** Met at 10:00 a.m. and adjourned at 11:28 p.m.

## *Committee Meetings*

### FOREST ECOSYSTEM HEALTH

*Committee on Agriculture:* Held a hearing on forest ecosystem health in the Inland West and Northeast. Testimony was heard from Michael Dombeck, Chief, Forest Service, USDA; Jim Hubbard, State Forester, Forest Service, State of Colorado; Phil Bryce, State Forester, Division of Forest and Lands, State of New Hampshire; Chuck Gadzik, State Forester, Forest Service, State of Maine; and public witnesses.

**FINANCIAL MODERNIZATION**

*Committee on Banking and Financial Services:* Continued markup of Financial Modernization legislation.

Will continue tomorrow.

**ELECTRICITY: RELIABILITY AND COMPETITION**

*Committee on Commerce:* Subcommittee On Energy and Power held a hearing on Electricity: Reliability and Competition. Testimony was heard from Susan F. Clark, Commissioner, Public Service Commission, State of Florida; and public witnesses.

**NIH—CONTINUED MANAGEMENT CONCERNS**

*Committee on Commerce:* Subcommittee on Oversight and Investigations held a hearing on Continued Management Concerns at the National Institutes of Health. Testimony was heard from the following officials of the NIH, Department of Health and Human Services: Harold E. Varmus, M.D., Director; and Francis Collins, M.D., Director, National Human Genome Research Institute.

**HIGHER EDUCATION ACT AMENDMENTS**

*Committee on Education and the Workforce:* Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on H.R. 6, Higher Education Act Amendments of 1998. Testimony was heard from Richard R. Riley, Secretary of Education.

Hearings continue June 26th.

**NATIONAL CAPITAL REVITALIZATION AND SELF-GOVERNMENT IMPROVEMENT ACT**

*Committee on Government Reform and Oversight:* Subcommittee on the District of Columbia approved for full Committee action the National Capital Revitalization and Self-Government Improvement Act of 1997.

**MISCELLANEOUS MEASURES**

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law approved for full Committee action the following bills: H.R. 1596, Bankruptcy Judgeship Act of 1997; and H.R. 1953, to clarify State authority to tax compensation paid to certain employees.

Prior to this action, the Subcommittee held a hearing on H.R. 1596. Testimony was heard from David R. Thompson, Judge, U.S. Court of Appeals, Ninth Circuit and Chairman, Committee on the Administration of the Bankruptcy System, Judicial Conference; Tina L. Brozman, Chief, U.S. Bankruptcy Judge, Southern District of New York; Frank

W. Koger, Chief, U.S. Bankruptcy Judge, Western District of Missouri; and public witnesses.

**OVERSIGHT—BLM'S HARD ROCK MINING BONDING REGULATIONS**

*Committee on Resources:* Subcommittee on Energy and Mineral Resources held an oversight hearing on Bureau of Land Management's hard rock mining bonding regulations. Testimony was heard from the following officials of the Department of the Interior: John Leshy, Solicitor; and David Alberswerth, Special Assistant to the Assistant Secretary, Land and Minerals Management; and Jere Glover, Chief Counsel, Office of Advocacy, SBA.

**MISCELLANEOUS MEASURES**

*Committee on Resources:* Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 822, amended, to facilitate a land exchange involving private land within the exterior boundaries of Wenatchee National Forest in Chelan County, WA; H.R. 951, to require the Secretary of the Interior to exchange certain lands located in Hinsdale, Colorado; H.R. 960, amended, to validate certain conveyances in the city of Tulare, Tulare County, California; H.R. 1110, Sudbury, Assabet, and Concord Wild and Scenic Rivers Act; and H.R. 1198, to direct the Secretary of the Interior to convey land to the City of Grants Pass, Oregon.

**SPECIAL INVESTIGATIVE AUTHORITIES—COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT**

*Committee on Rules:* Ordered reported, by a record vote of 9 to 3, H. Res. 167, providing special investigative authorities for the Committee on Government Reform and Oversight.

**COMPUTER SECURITY ENHANCEMENT ACT**

*Committee on Science:* Subcommittee on Technology held a hearing on Computer Security Enhancement Act of 1997. Testimony was heard from Gary Bachula, Acting Under Secretary, Technology, Technology Administration, Department of Commerce; and public witnesses.

**BUDGET SCORING RULES—REAL ESTATE TRANSACTIONS**

*Committee on Transportation and Infrastructure:* Subcommittee on Public Buildings and Economic Development held a hearing to review the Budget scoring rules as they relate to real estate transactions. Testimony was heard from Jacob J. Lew, Deputy Director, OMB.

**PERSIAN GULF WAR VETERANS—  
VETERANS' AFFAIRS' TREATMENT**

*Committee on Veterans' Affairs:* Subcommittee on Health held a hearing on the Veterans' Affairs' provision of treatment for Persian Gulf war veterans with difficult to diagnose and ill-defined conditions. Testimony was heard from Stephen P. Backhus, Director, Veterans' Affairs and Military Health Care Issues, GAO; Maj. Charles C. Engel, Jr., M.D., USA, Chief, Gulf War Health Center, Walter Reed Army Medical Center, Department of the Army; Kenneth Kizer, M.D., Under Secretary, Health, Department of Veterans Affairs; representatives of veterans organizations; and a public witness.

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**NEW PUBLIC LAWS**

(For last listing of Public Laws, see DAILY DIGEST, p. D618)

S. 543, to provide certain protections to volunteers, nonprofit organizations, and governmental entities in lawsuits based on the activities of volunteers. Signed June 18, 1997. (P.L. 105-19)

**COMMITTEE MEETINGS FOR FRIDAY,  
JUNE 20, 1997**

(Committee meetings are open unless otherwise indicated)

**Senate**

*Committee on the Budget*, business meeting, to mark up proposed legislation to provide for reconciliation pursuant to H. Con. Res. 84, establishing the congressional budget for the United States Government for fiscal year 1998 and setting forth appropriate budgetary levels for fiscal years 1998, 1999, 2000, 2001, and 2002, 10 a.m., SD-608.

**House**

*Committee on Banking and Financial Services*, to continue markup of Financial Modernization legislation, 10 a.m., 2128 Rayburn.

*Committee on the Budget*, to report Reconciliation Recommendations pursuant to the Fiscal Year 1998 Budget Resolution, 10:30 a.m., 210 Cannon.

*Committee on the Judiciary*, to markup the following: the Civil Asset Forfeiture Reform Act; and H.R. 1835, Civil Asset Forfeiture Reform Act, 9:30 a.m., 2141 Rayburn.

*Task Force on Ethics Reform*, hearing on Ethics Reform proposals, 9:30 a.m., H-313 Capitol.

*Next Meeting of the SENATE*

10 a.m., Friday, June 20

## Senate Chamber

**Program for Friday:** Senate will resume consideration of S. 936, DOD Authorizations.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, June 20

## House Chamber

**Program for Friday:** Consideration of H. Res. 167, providing Special Investigative Authorities for the Committee on Government Reform and Oversight; and

Continue consideration of H.R. 1119, National Defense Authorization Act for Fiscal Years 1998 and 1999 (time permitting, structured rule).

## Extensions of Remarks, as inserted in this issue

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